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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,
vs.
RICKY DAMIEN JOHNSTON,
Defendant

Case No.: 2:14-cr-00366-APG-PAL

District of Nevada, Las Vegas

STIPULATION TO EXTEND TIME

IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the Plaintiff and counsel for the Defendant, that the time for filing a Supplement to Mr. Johnston's pro se compassionate release motion (Doc. 103) be extended for 45 days. This Stipulation is entered into for the following reasons:

1. Present CJA counsel was appointed on September 17, 2021. He sent a letter to Mr. Johnston containing release forms in order to obtain Mr. Johnston's medical records but has not yet received them back. Once the release forms are received, it will then take another week or two for the BOP to generate the records and send them to Mr. Johnston's counsel.
2. The medical records are necessary for the Supplement in order to inform the Court's evaluation of whether Mr. Johnston is entitled to relief or not.
3. Per the Court's order, the Supplement is currently due November 23, 2021. An extension of the deadline to January 7 (along with a corresponding extension to the Government's deadline for filing a response to January 21 and a reply deadline to January 28) would allow

the records to be obtained so that the Court can make a fully informed decision.

4. Counsel for Mr. Johnston has consulted with counsel for the Government, who does not oppose this stipulation.

STIPULATION BY:

/s/ Jim Hoffman

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STIPULATION BY:

/s/ Elham Roohani

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District of Nevada, Las Vegas

ORDER TO EXTEND TIME

Upon stipulation of the parties:

IT IS HEREBY ORDERED that Defendant shall have until January 7, 2022 to file a Supplement;

IT IS FURTHER ORDERED that Plaintiff shall have until January 21, 2022 to file its Response;

IT IS FURTHER ORDERED that any reply by Defendant shall be filed by January 28, 2022.

Dated this 19th day of November, 2021.


UNITED STATES DISTRICT JUDGE